

NOV 28 2005

HellerEhrman
ATTORNEYS

Facsimile Transmittal

275 Middlefield Road
Menlo Park, CA 94025-3506
Main (650) 324-7000
Fax (650) 324-0638**To:** Examiner Dalzid E. Singh, U.S. Patent & Trademark Office
Telephone: **Fax:** 571 273-8300**From:** Paul Davis
Telephone: 650-324-7041
Direct Fax: 650-324-0638**No. of Pages:** 15 (including cover)
Date: November 28, 2005

39878-0009 (7012)

Message:

Application Number	10/087,022
Filing Date	02/28/2002
First Named Inventor	Shpantzer
Examiner Name	Singh, Dalzid E.
Art Unit	2633
Attorney Docket No.	39878-0009

1. Transmittal Letter;
2. Fee Sheet;
3. Response to Office Action

PLEASE DELIVER TO EXAMINER DALZID E. SINGH**OFFICIAL FILING**SV 2151086 v1
11/28/05 11:27 AM (39328.0004)

The information contained in this communication is intended only for the use of the addressee and may be confidential, may be attorney-client privileged and may constitute inside information. Unauthorized use, disclosure or copying is strictly prohibited, and may be unlawful. If you have received this communication in error or you have not received all pages, please call the sender immediately at (650) 324-7000.

Heller Ehrman White & McAuliffe LLP www.hewm.com

NOV 28 2005

Please type a plus sign (+) inside this box ☐

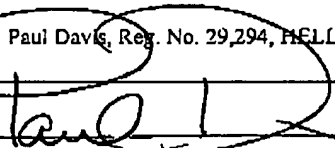
PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/087,022
		Filing Date	02/28/2002
		First Named Inventor	Shpanzter
		Group/Art Unit	2633
		Examiner Name	Singh, Dalzid E.
Total Number of Pages in This Submission	14	Attorney Docket Number	39878-0009

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> Exhibits <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input checked="" type="checkbox"/> Small Entity Status Claimed <input type="checkbox"/> Statement under 3.73(b)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Remarks AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm or Individual name	Paul Davis, Reg. No. 29,294, HELLER EHRMAN WHITE & McAULIFFE LLP		
Signature			
Date	November 28, 2005	Customer Number:	25213

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via facsimile to (571) 273-8300 and addressed to: <u>Examiner Dalzid E. Singh</u> , on the date indicated below.			
Typed or printed name	Sidney Manibusan		
Signature		Date	November 28, 2005

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop ___, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

11/28/2005 15:42 FAX 650 324 0638

HELLER EHRMAN MID #4

NOV 28 2005

003

COMBINED FEE TRANSMITTAL for FY 2005

Effective 12/08/2004. Patent fees are subject to annual revision.

PTO/SB/17 (12-04) (Revised) (For payment of 37 CFR 1.17 fees including (f), (g), (h), & (i))

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 60)

Complete if Known

Application Number	10/087,022
Filing Date	02/28/2002
First Named Inventor	Shpanizer
Examiner Name	Singh, Dalzid E.
Art Unit	2633
Attorney Docket No.	39878-0009

METHOD OF PAYMENT (check one)								FEE CALCULATION (continued)					
<input type="checkbox"/> Check		<input type="checkbox"/> Credit card		<input type="checkbox"/> Money Order		<input type="checkbox"/> Other		<input type="checkbox"/> None		4. PETITION FEES UNDER 37 CFR 1.17 (f) Fee Code: 1462 Fee \$ 400 For petitions filed under: § 1.53(e); § 1.57(a); § 1.182; § 1.183; § 1.378(a); § 1.741(b)			Fee Paid
<input checked="" type="checkbox"/> Deposit Account										5. PETITION FEES UNDER 37 CFR 1.17 (g) Fee Code: 1463 Fee \$ 200 For petitions filed under: § 1.12; § 1.14; § 1.47; § 1.59; § 1.103(a); § 1.136(b); § 1.295; § 1.296; § 1.377; § 1.550(e); § 1.956; § 5.12; § 5.13; § 5.25			Fee Paid
Deposit Account Number:		08-1641						6. PETITION FEES UNDER 37 CFR 1.17 (h) Fee Code: 1464 Fee \$ 130 For petitions filed under: § 1.19(g); § 1.84; § 1.91; § 1.102(d); § 1.138(e); § 1.313; § 1.314			Fee Paid		
Deposit Account Name:		Heller Ehrman LLP						7. PROCESSING FEES UNDER 37 CFR 1.17 (i) Fee Code: 1808 (1803 for § 1.221) Fee \$ 130 For petitions filed under: § 1.28(c)(3); § 1.41; § 1.48; § 1.52(d); § 1.53(b)(3); § 1.55; § 1.99(e); § 1.103(b); § 1.103(c); § 1.103(d); § 1.217; § 1.221; § 1.291(c)(5); § 1.497(d); § 3.81			Fee Paid		
The Commissioner is authorized to: (check all that apply)										8. OTHER FEES			
<input checked="" type="checkbox"/> Charge fee(s) indicated below										Entity Fee (\$)	Entity Fee (\$)	Fee Description	Fee Paid
<input checked="" type="checkbox"/> Credit any overpayments and charge any deficiencies													
<input type="checkbox"/> Charge any additional fee(s) during the pendency of this application													
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the deposit account													
FEE CALCULATION													
1. BASIC FILING, SEARCH, AND EXAMINATION FEES													
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)						
	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)							
Utility	300	150	500	250	200	100		130	65	Surcharge - late filing fee or oath			
Design	200	100	100	50	135	65		50	25	Surcharge - late provisions, filing fee or cover sheet			
Plant	200	100	300	150	160	80		130	130	Non-English specification			
Reissue	300	150	500	250	600	300		2,520	2,520	For filing a request for ex parte reexamination			
Provisional	200	100	0	0	0	0		920*	920*	Requesting publication of SIR prior to Examiner action			
								1,840*	1,840*	Requesting publication of SIR after Examiner action			
								120	60	Extension for reply within first month	60		
								450	225	Extension for reply within second month			
								1,020	510	Extension for reply within third month			
								1,590	795	Extension for reply within fourth month			
								2,160	1,080	Extension for reply within fifth month			
								500	250	Filing a brief in support of an appeal			
								790	395	Filing a submission after final rejection (37 CFR 1.129(a))			
								1,510	1,510	Petition to institute a public use proceeding			
								500	250	Petition to revive - unavailably abandoned application			
								1,500	750	Petition to revive - unintentionally abandoned application			
								50	50	Processing fee for provisional apps (37 CFR 1.17(a))			
								180	180	Submission of Information Disclosure Statement			
								1,000	500	Request for oral hearing			
								790	395	For each additional invention to be examined (37 CFR 1.129(b))			
								790	395	Request for Continued Examination (RCE)			
								900	900	Request for expedited examination of a design application			
Other fee (specify)													
SUBTOTAL (1)								\$ 0					
2. EXTRA CLAIM FEES													
Entity Fee (\$)	Small Entity Fee (\$)	Fee Description											
50	25	Each claim in excess of 20 or, for Reissues, each claim in excess of 20 and more than in the original patent						500	250	Filing a brief in support of an appeal			
200	100	Each independent claim in excess of 3 or, for Reissues, each independent claim more than in the original patent						790	395	Filing a submission after final rejection (37 CFR 1.129(a))			
360	180	Multiple dependent claim, if not already paid						1,510	1,510	Petition to institute a public use proceeding			
		Extra Claims	Fee from above					500	250	Petition to revive - unavailably abandoned application			
Total Claims	-20** =		x						1,500	750	Petition to revive - unintentionally abandoned application		
Independent Claims	-3** =		x						50	50	Processing fee for provisional apps (37 CFR 1.17(a))		
**For number previously paid, if greater. For Reissues see below								180	180	Submission of Information Disclosure Statement			
Multiple Dependent								1,000	500	Request for oral hearing			
SUBTOTAL (2)								790	395	For each additional invention to be examined (37 CFR 1.129(b))			
								790	395	Request for Continued Examination (RCE)			
								900	900	Request for expedited examination of a design application			
3. APPLICATION SIZE FEE													
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof (round up to the whole number). See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(g)													
Total Sheets		Extra Sheets		Number of each additional 50	Fee (\$)		Small Entity Fee (\$)						
-100 =		/50 =		x 250	OR	x 125							
SUBTOTAL (3)								\$ 0					
SUBMITTED BY								Complete (if applicable)					
Name Paul Davis								Registration No. 29,294					
								Telephone 650 324-7041					

BEST AVAILABLE COPY